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EXIDE TECHNOLOGIES

10 BEFORE THE HEARING BOARD OF THE  
11 SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

13 EXECUTIVE OFFICER OF THE SOUTH  
COAST AIR QUALITY MANAGEMENT  
14 DISTRICT,

15 Petitioner,

16 v.

17 EXIDE TECHNOLOGIES, INC., a Delaware  
corporation,

18 Respondent.

Case Nos. 3151-29 and 3151-32

**MAY 2015 STATUS REPORT OF  
RESPONDENT EXIDE TECHNOLOGIES  
FILED IN ACCORDANCE WITH  
STIPULATED ORDERS FOR  
ABATEMENT**

21 Respondent Exide Technologies ("Exide") files this combined Status Report in accordance  
22 with the two stipulated Orders for Abatement issued in Case No. 3151-29 and in Case No. 3151-  
23 32 on July 10, 2014 (modified January 13, 2015). This Status Report covers the period from April  
24 15, 2015 to May 14, 2015 ("Update Period"), providing information to the Hearing Board on  
25 activities performed during this time period pursuant to the Risk Reduction Plan (subject of the  
26 Stipulated Order for Abatement in Case No. 3151-29) and Dust Mitigation Plan (subject of the  
27 Stipulated Order for Abatement in Case No. 3151-32).

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**I.**  
**CLOSURE STATUS AND PROCEDURAL UPDATE**

As reported in Exide’s April 2015 Status Update, on March 27, 2015, the bankruptcy court approved Exide’s motion to close the Vernon facility and confirmed Exide’s plan for reorganization. On April 7, 2015, Exide gave written notice to various agencies, including AQMD, of its intent to close the facility. Exide emerged from Chapter 11 bankruptcy on April 30, 2015.

Exide and AQMD have discussed the closure process and its impact on the Hearing Board’s orders for abatement. Pursuant to those discussions, Exide is filing a Petition to Modify Order for Abatement 3151-29. Exide, with AQMD concurrence, seeks to terminate Order 3151-29 on the grounds that Exide is closing the facility and thus will not complete installation of the risk reduction projects. Exide has reserved a hearing date of June 2, 2015. Exide and AQMD have mutually agreed to maintain Order for Abatement 3151-32 in place for now, pending further communication.

**II.**  
**SUMMARY OF WORK UNDER ORDER FOR ABATEMENT 3151-32**

Although Exide did not work on the risk reduction projects during this Update Period, Exide performed a variety of maintenance and other tasks, such as: (i) soil and groundwater sampling, (ii) removing and shipping feed material, (iii) manhole repairs, and (iv) dust removal inside enclosures.

AQMD issued Exide an NOV on May 1, 2015 as a result of notes in Tetra-Tech’s weekly status report number 29 about March 27 sampling work by an Exide subcontractor performing concrete coring. Tetra-Tech’s report stated “water was observed flowing out of the temporary enclosure maintained under negative pressure onto the pavement in the North Yard”, the alleged release of water constituted a “deviation” from an approved mitigation plan, and Exide is investigating the incident. Tetra-Tech’s report also indicated that “Dust Trak monitoring did not

1 detect excessive dust being generated from repair activities.” Exide did not exceed Rule 1420.1  
2 ambient air concentrations.

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4 Dated: May 15, 2015

5 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

6 By

  
JEFFREY J. PARKER

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8 Attorneys for Respondent  
9 EXIDE TECHNOLOGIES  
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